

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

TONY TAYLOR,

14606 Poplar Street
Southgate, MI 48195
(734) 231-1350
Bogey021@hotmail.com

Plaintiff,

v.

WELLS FARGO BANK, NA, AS TRUSTEE
OF THE HARBORVIEW MORTGAGE LOAN
PASS-THROUGH CERTIFICATES,
SERIES 2006-12, AND SELECT PORTFOLIO
SERVICING.

Defendants.

Case No. 4:13-CV-10859
Hon. Mark A. Goldsmith
Magistrate Judge Laurie J. Michelson

Removed from:
Wayne County Circuit Court
Case No. 13-001111-CH

**ORDER DENYING PENDING MOTIONS TO DISMISS WITHOUT PREJUDICE AS
MOOT, DISMISSING DEFENDANTS HARBORVIEW MORTGAGE LOAN PASS-
THROUGH CERTIFICATES, SERIES 2006-12 TRUST, COUNTRYWIDE HOME
LOANS, INC. D/B/A AMERICA'S WHOLESALE LENDER, ADVANTAGE HOME
LOANS, BANK OF AMERICA, NA, BANK OF NEW YORK MELLON, GREENWICH
CAPITAL ACCEPTANCE, INC., AND MORTGAGE ELECTRONIC REGISTRATION
SYSTEMS, INC., WITHOUT PREJUDICE, AND GRANTING MOTION TO
WITHDRAW AS COUNSEL FOR PLAINTIFF**

The Court held a Telephonic Status Conference with the parties on November 20, 2013.

As discussed during that Conference, the Court orders as follows:

a. That the pending motions to dismiss filed by Defendants, Wells Fargo Bank, NA, as Trustee of the Harborview Mortgage Loan Pass-Through Certificates, Series 2006-12, Select Portfolio Servicing, Mortgage Electronic Registration Systems, Inc., Bank of America, NA, Bank of New York Mellon, Countrywide Home Loans, Inc. d/b/a America's Wholesale Lender, and Greenwich Capital Acceptance, Inc., are denied without prejudice as moot, in light of Plaintiff's First Amended Complaint;

b. That Defendants, Harborview Mortgage Loan Pass-Through Certificates, Series 2006-12 Trust, Countrywide Home Loans, Inc. d/b/a America's Wholesale Lender, Advantage Home Loans, Bank of America, NA, Bank of New York Mellon, Greenwich Capital Acceptance, Inc., and Mortgage Electronic Registration Systems, Inc., are dismissed from the case without prejudice;

c. That the Motion to Withdraw as Counsel for Plaintiff filed by attorney Andrew G. Peterson and The McCann Law Group, LLC f/k/a Consumer Attorney Services, is granted;

d. That Plaintiff shall have thirty (30) days from November 20, 2013 to retain new counsel in this case;

e. That if new counsel for Plaintiff does not file an appearance in this case by December 20, 2013, then Plaintiff will proceed pro se and may be served at the following address: 14606 Poplar Street, Southgate, Michigan 48195.

f. That the remaining Defendants, Wells Fargo Bank, NA, as Trustee of the Harborview Mortgage Loan Pass-Through Certificates, Series 2006-12, and Select Portfolio Servicing, shall not file any further responsive pleadings or motions to dismiss until further order of the Court.

IT IS SO ORDERED.

Dated: November 22, 2013
Flint, Michigan

s/Mark A. Goldsmith
MARK A. GOLDSMITH
United States District Judge

CERTIFICATE OF SERVICE

The undersigned certifies that the foregoing document was served upon counsel of record and any unrepresented parties via the Court's ECF System to their respective email or First Class U.S. mail addresses disclosed on the Notice of Electronic Filing on November 22, 2013.

s/Deborah J. Goltz
DEBORAH J. GOLTZ
Case Manager